

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.3904 OF 2005**

Kalyan Khan Nawab Khan Pathan

...Applicant

vs.

The State of Maharashtra

...Respondent

Mr.Indrajeet Kulkarni for the Applicant
Ms Rajashree Gadhvi,A.P.P. for State

**CORAM: A.S.OKA,J.
DATE : JULY 8,2005.**

P.C.:

1. Heard Counsel appearing for the parties. By this Application the Applicant is seeking temporary bail for a period of 15 days for the purpose of attending the marriage of his son scheduled to be held on 10th July 2005 in the State of Uttar Pradesh. The Applicant has been convicted for the offence punishable under the provisions of Narcotic Drugs and Psychotropic Substances Act, 1985 and the Appeal preferred by him against the order of conviction has been dismissed.

2. The learned A.P.P. while opposing the prayer for grant of bail submitted that if the Applicant is ready to pay requisite amount by way of costs, arrangements can be made for taking the Applicant in police escort to the State of Uttar Pradesh for the purpose of allowing him to attend the marriage function of his son.

3. In view of the statement made by the learned A.P.P. the

Application is disposed of by directing that :

i) The prayer for grant of bail is rejected.

ii) In case the arrangements are made for depositing the requisite amount of costs, the Applicant-Prisoner No.10814, Circle No.2, Barack No.6, Yerwada Central Prison, Pune shall be taken to the place of marriage of his son in the State of Uttar Pradesh under the police escort and immediately after conclusion of the function of the marriage, he shall be brought back to the Yerwada Central Prison under police escort.

iii) Liberty to the Applicant-Prisoner No.10814, Circle No.2, Barack No.6 in Yerwada Central Prison to deposit the requisite amount of costs with the concerned jail authorities.

JUDGE